

STEVEN G. KALAR  
Federal Public Defender  
JEROME E. MATTHEWS  
Assistant Federal Public Defender  
1301 Clay Street, Suite 1350N  
Oakland, CA 94612  
Telephone: (510) 637-3500  
Facsimile: (510) 637-3507  
Counsel for Defendant KENNETH ELLIS

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	No. 4 16 70383 MAG
	)	
Plaintiff,	)	<b>STIPULATION AND <del>PROPOSED</del></b>
	)	<b>ORDER CONTINUING PRELIMINARY</b>
v.	)	<b>HEARING OR ARRAIGNMENT AND</b>
	)	<b>EXCLUDING TIME UNDER THE</b>
KENNETH ELLIS,	)	<b>SPEEDY TRIAL ACT</b>
	)	
	)	
Defendant.	)	

---

This matter presently is scheduled for preliminary hearing or arraignment on 18 May 2016. Defense counsel continues to review the discovery produced by the government and conduct investigation, all with the goal of reaching a pre-indictment resolution of this case. In addition, defense counsel will be unable to devote attention to this case next week as he and his family will be moving into a new residence.

For these reasons, IT IS STIPULATED AND AGREED that this matter may be continued to 2 June 2016 for preliminary hearing or arraignment, that the timing of the preliminary hearing or return of an indictment under Fed. R. Crim. P. 5.1 is WAIVED, and that time under the Speedy Trial Act should continue to be excluded for effective defense preparation as well as continuity of defense counsel. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

1  
2 Dated: 12 May 2016

/s/  
\_\_\_\_\_  
CHRISTINA McCALL  
Assistant United States Attorney

5  
6 Dated: 12 May 2016

/s/  
\_\_\_\_\_  
JEROME E. MATTHEWS  
Assistant Federal Public Defender

8  
9  
10 Good cause appearing therefor, IT IS ORDERED that preliminary hearing or  
11 arraignment in this matter be continued to 2 June 2016, that the timing of the preliminary hearing or  
12 return of an indictment under Fed. R. Crim. P. 5.1 is extended to that date pursuant to defendant's  
13 waiver, and that time under the Speedy Trial Act be excluded for effective defense preparation as  
14 well as continuity of defense counsel. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

15 Dated: May 13, 2016

  
\_\_\_\_\_  
DONNA M. RYU  
United States Magistrate Judge